

## SENATE BILL No. 530

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-3-1-0.4.

**Synopsis:** Public notice in newspapers. Adds a provision requiring a certain average circulation to the definition of "newspaper" for purposes of the statute concerning notice publication.

**Effective:** July 1, 2015.

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**Bray**

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January 14, 2015, read first time and referred to Committee on Local Government.

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First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

## SENATE BILL No. 530

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 5-3-1-0.4, AS AMENDED BY P.L.169-2006,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2015]: Sec. 0.4. As used in this chapter, "newspaper" refers  
4 to a newspaper:  
5 (1) that:  
6 (A) is a daily, weekly, semiweekly, or triweekly newspaper of  
7 general circulation;  
8 (B) has been published for at least three (3) consecutive years  
9 in the same city or town;  
10 (C) has been entered, authorized, and accepted by the United  
11 States Postal Service for at least three (3) consecutive years as  
12 mailable matter of the periodicals class; ~~and~~  
13 (D) has at least fifty percent (50%) of all copies circulated paid  
14 for by subscribers or other purchasers at a rate that is not  
15 nominal; **and**  
16 **(E) has had an average circulation during the preceding**



- 1        **year of at least one percent (1%) of the population of the**  
2        **political subdivision that is required to publish a notice,**  
3        **based on the average paid or requested circulation for the**  
4        **preceding twelve (12) months reported in the newspaper's**  
5        **United States Postal Service Statement of Ownership**  
6        **published by the newspaper in October of each year; or**  
7        (2) that:  
8            (A) is a daily, weekly, semiweekly, or triweekly newspaper of  
9            general circulation;  
10          (B) has been entered, authorized, and accepted by the United  
11          States Postal Service as mailable matter of the periodicals  
12          class;  
13          (C) has at least fifty percent (50%) of all copies circulated paid  
14          for by subscribers or other purchasers at a rate that is not  
15          nominal; and  
16          (D) meets the greater of the following conditions:  
17            (i) The newspaper's paid circulation during the preceding  
18            year is equal to at least fifty percent (50%) of the paid  
19            circulation for the largest newspaper with a periodicals class  
20            permit located in the county in which the newspaper is  
21            published, based on the average paid or requested  
22            circulation for the preceding twelve (12) months reported in  
23            the newspaper's United States Postal Service Statement of  
24            Ownership published by the newspaper in October of each  
25            year or based on the newspaper's initial application for a  
26            permit from the United States Postal Service.  
27            (ii) The newspaper has an average daily paid circulation of  
28            one thousand five hundred (1,500) based on the average  
29            paid or requested circulation for the preceding twelve (12)  
30            months reported in the newspaper's United States Postal  
31            Service Statement of Ownership published by the newspaper  
32            in October of each year or based on the newspaper's initial  
33            application for a permit from the United States Postal  
34            Service.

